



FEB 27 2004

P/1259-637

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Patent Application of:

Fernand LABRIE

Serial No.: 10/052,803

Filed: November 7, 2001

For: SELECTIVE ESTROGEN RECEPTOR MODULATORS IN COMBINATION WITH ESTROGENS

Date: February 13, 2004

Confirmation No.: 3989

Group Art Unit: 1617

Examiner: Jiang, Shaojia A.

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant(s) hereby petition(s) the Asst. Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by three month(s). Please charge our Deposit Account No. 15-0700 the amount of \$950.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

___ Response within first month
___ not small entity (\$110) ___ small entity (\$55)

___ Response within second month
___ not small entity (\$420) ___ small entity (\$210)

☒ Response within third month
☒ not small entity (\$950) ___ small entity (\$475)

___ Response within fourth month
___ not small entity (\$1,480) ___ small entity (\$740)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 13, 2004

William O. Gray, III

Name of applicant, assignee or
Registered Representative

Signature

February 13, 2004

Date of Signature

WOG:db

Respectfully submitted,

William O. Gray, III

Registration No.: 30,944

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

02/23/2004 MAHHE1 00000140 150700 10052803

01 FC:1253

950.00 DA